

AMENDED IN SENATE SEPTEMBER 3, 1999

AMENDED IN SENATE AUGUST 31, 1999

AMENDED IN SENATE AUGUST 16, 1999

AMENDED IN SENATE JULY 7, 1999

AMENDED IN ASSEMBLY APRIL 13, 1999

CALIFORNIA LEGISLATURE—1999–2000 REGULAR SESSION

ASSEMBLY BILL

No. 480

**Introduced by Assembly Member Ducheny
(Coauthor: Assembly Member Vincent)**

February 18, 1999

An act to add Chapter 4 (commencing with Section 5400) and Chapter 5 (commencing with Section 5500) to Division 2 of the Unemployment Insurance Code, relating to workforce investment.

LEGISLATIVE COUNSEL'S DIGEST

AB 480, as amended, Ducheny. ~~Work—force—~~*Workforce* investment.

Existing law contains various provisions for job training and placement. The federal Workforce Investment Act of 1998 provides for workforce investment activities, including activities in which states may participate.

This bill would enact provisions relating to the state administration of, and educational services under, the federal Workforce Investment Act of 1998 by a California Workforce Investment Board. It would enact provisions relating to the

administration and distribution of funds, and relating to the participation in the program by state agencies, and local school districts and county offices of education. The bill would require a report to the Legislature and the Governor by the California Workforce Investment Board.

This bill would not become operative unless other provisions relating to the California Economic Security Act, as proposed by SB 43 of the 1999–2000 Regular Session, are also enacted and become operative.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Chapter 4 (commencing with Section
2 5400) is added to Division 2 of the Unemployment
3 Insurance Code, as added by Senate Bill 43 of the
4 1999–2000 Regular Session, to read:

5

6 CHAPTER 4. SYSTEM ADMINISTRATION AND FUNDING

7

8 5400. The California Workforce Investment Board, as
9 the body responsible for the development, oversight, and
10 accountability of California’s workforce development
11 system, is responsible for a number of activities that affect
12 multiple programs, departments, and agencies delivering
13 workforce development services. The Legislature finds
14 that systemwide activities relating to planning,
15 accountability, labor market and consumer information,
16 and one-stop service delivery shall be financially
17 supported by the system partners.

18 5405. The annual Budget Act shall include a separate
19 budget line item for the California Workforce Investment
20 Board. Funds shall be directly appropriated through the
21 annual Budget Act to the state board from federal
22 Workforce Investment Act of 1998 funds which are
23 transferred to the Consolidated Work Program Fund and
24 shall be used to support the duties of the state board as
25 specified in Section 5013. Funds to support systemwide
26 activities specified in subdivisions (c), (d), (e), (g), (k),



1 and (p) of Section 5013 shall be provided through the
2 annual Budget Act to the state board through
3 reimbursements from participating programs and
4 agencies, including, but not limited to, CalWORKs, the
5 Department of Rehabilitation, the Employment Training
6 Panel, the California Community Colleges, the State
7 Department of Education, and the Employment
8 Development Department, in amounts proportional to
9 their role and participation in the workforce
10 development system.

11 5410. The Governor may allocate local funds for youth
12 and adult programs in accordance with Sections 128 and
13 133 of the federal Workforce Investment Act of 1998.
14 When developing any alternative formulas for the
15 allocation of local funds, the California Workforce
16 Investment Board shall evaluate various options to
17 improve service delivery for harder-to-serve populations,
18 including, but not limited to, chronically unemployed
19 and underemployed individuals.

20 5415. The state board shall prepare a report to the
21 Legislature and the Governor by January 15, 2001, on the
22 restructuring, consolidation, elimination, and
23 realignment of programs, departments, and agencies
24 delivering workforce development services. This report
25 shall:

26 (a) Identify resources within each department and
27 agency that are dedicated to workforce development
28 activities.

29 (b) Identify the populations being served by the
30 various programs.

31 (c) Make recommendations on realignment,
32 consolidation, and creation of state programs, initiatives,
33 and funding streams, while ensuring that the workforce
34 preparation needs of different population groups are met.

35 5420. For the purpose of ensuring full participation of
36 state agencies in one-stop career centers, all state
37 agencies that are required partners in one-stop centers
38 shall include a line item in their state budget proposal that
39 identifies the resources dedicated to support the
40 statewide one-stop system.

1 5425. Each local workforce investment board shall
2 report to the state board annually on the local efforts to
3 deliver workforce development services in an integrated
4 way, to reduce duplications of efforts, and to meet the
5 unmet workforce preparation needs of the different
6 population groups in the local area. This report shall also
7 include recommendations to the state board for
8 realignment, consolidation, and creation of new state
9 programs, initiatives, and funding streams.

10 SEC. 2. Chapter 5 (commencing with Section 5500)
11 is added to Division 2 of the Unemployment Insurance
12 Code, as added by Senate Bill 43 of the 1999–2000 Regular
13 Session, to read:

14
15 CHAPTER 5. EDUCATIONAL SERVICES
16

17 ~~5500. (a) Except as provided in Section 5510, when a~~
18 ~~person using his or her WIA individual training account~~
19 ~~enrolls in an adult education program, the entity~~
20 ~~administering the program may only use those WIA~~
21 ~~individual training account funds to increase the hours of~~
22 ~~service above the hours of service permitted the entity~~
23 ~~under its adult block entitlement pursuant to Section~~
24 ~~52616 of the Education Code.~~

25 ~~(b) Except as provided in Section 5510, when a person~~
26 ~~using his or her WIA individual training account enrolls~~
27 ~~in a regional occupation center or program, the entity~~
28 ~~administering the center or program may only use those~~
29 ~~WIA individual training account funds to increase the~~
30 ~~hours of service above the hours of service permitted~~
31 ~~under the entity's funding limit for ROC/P's.~~

32 ~~(c) Except as provided in Section 5510, when a person~~
33 ~~using his or her WIA individual training account enrolls~~
34 ~~in a community college program, the entity~~
35 ~~administering the program may only use those WIA~~
36 ~~individual training account funds to increase the hours of~~
37 ~~service above the hours of service permitted under the~~
38 ~~entity's community college apportionment funding limit.~~

39 ~~(d) Any increase in hours of service as a result of WIA~~
40 ~~individual training account funds does not entitle an~~

~~entity to additional state funds for those hours of service.
Additional state funds may only be provided by an
appropriation in the annual Budget Act.~~

~~5505.~~

5500. The California Workforce Investment Board may authorize local workforce investment boards to permit an entity that administers ~~a center or program specified in Section 5500~~ *an adult education program, a regional occupation center or program, or a community college program*, to use the WIA funds received from individuals that enroll using their WIA individual training accounts, to enhance services for the program if the local workforce investment board determines that the use of those funds to supplement state funds for the program is beneficial. Enhanced services include, but are not limited to, all of the following:

(a) Reducing class sizes or other features that improve instruction.

(b) Providing services for hard-to-serve adults, including, but not limited to, adults with learning differences.

(c) Providing special training programs that cost more than the amount of funds available from state funding.

~~5510.~~

5505. To the extent permitted by federal law, school districts and county offices of education are eligible to apply to local youth councils to provide basic skills training and skills necessary for attaining a secondary school diploma.

~~5515.~~

5510. It is the intent of the Legislature that state and local performance measures for youth be aligned with indicators used to assess student performance in meeting statewide content and performance standards pursuant to Sections 60605, 60641, 60810, and 60811 of the Education Code. Indicators used to measure attainment of basic skills for youth 14 to 18 years of age may include the tools used by school districts to assess student progress in meeting statewide content and performance standards

1 pursuant to Sections 60605, 60641, 60810, and 60811 of the
2 Education Code.

3 ~~5520.~~

4 5515. It is the intent of the Legislature that a portion
5 of the funding reserved for youth activities be utilized to
6 improve the academic skills of low-achieving youth,
7 including those at risk of not passing the high school exit
8 exam required by Section 60850 of the Education Code,
9 and for school dropout prevention activities. To the
10 extent permissible under federal law, the Governor may
11 set aside a portion of the youth funding specifically for
12 programs to improve the academic skills of low-achieving
13 youth, including those at risk of not passing the high
14 school exit exam required by Section 60850 of the
15 Education Code, and for dropout prevention activities.

16 SEC. 3. This act shall not become operative unless
17 Senate Bill 43 of the 1999–2000 Regular Session is also
18 enacted and becomes operative and that bill adds
19 Division 2 (commencing with Section 5000) to the
20 Unemployment Insurance Code.

